

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, September 13, 2006 at 1:00 p.m. in Committee Room #2, City Hall South, 2<sup>nd</sup> Floor.

**Present:** Councilmember Howard Shook, Chair  
Councilmember Felicia A. Moore  
Councilmember Kwanza Hall  
Councilmember H. Lamar Willis  
Councilmember Clair Muller  
Councilmember Cleta Winslow

Janice D. Davis, CFO  
Departmental Staff

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MUNICIPAL CLERK

Chairperson Shook called the meeting to order at 1:15 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, Kwanza Hall, H. Lamar Willis, Clair Muller and Cleta Winslow. Other Departmental staff was present as well.

The Agenda was adopted as printed. Minutes of the August 30, 2006 Regular Finance/Executive Committee meeting were also adopted.

**DISCUSSION ITEM:**

**WRITE OFFS OF WATER AND SEWER ACCOUNTS**

**Ms. Leslie Ward:** Internal City Auditor addressed the Committee by stating that she has a presentation to review the proposed Ordinance **06-O-1363** to write-off 115 Uncollectible Water/Sewer Accounts with the balance of \$10,000 or more. The Agenda includes Background, Audit Initiation, Objectives, Scope & Methodology, Write-off Policies, Collection Process, History of Delinquent Accounts, the Conclusion and Recommendations.

**Audit Initiation**

- The Finance/Executive Committee Chair requested that we review the City's process and procedures for writing off delinquent Water and Sewer accounts receivable following discussion of proposed Ordinance **06-O-1363**.
- The Ordinance requests authorization to write-off 115 uncollectible accounts, each with a balance of \$10,000 or more, totaling about \$3.26 million dollars.
- The Department of Watershed Management is converting to a new billing and collection system. The Department proposed writing off all closed accounts over 4 years old to clean up the data before full implementation.

**Audit Objectives**

- Did the Department of Watershed Management establish and follow specific criteria for the 115 accounts proposed for write-off?
- What actions did the Department of Watershed Management take to collect on the 115 accounts proposed for write-off?
- Is the Department of Watershed Management's process for writing off accounts consistent with previous Audit recommendations?

**Audit Scope & Methodology**

- We reviewed a sample of 25 of the 115 accounts proposed for write-off including three accounts of other government entities, to identify the reason the account is uncollectible and assess the Department's efforts to collect amounts owed.

We used a sampling technique designed to select larger accounts while still obtaining an unbiased sample. The sample represents 22 percent of the accounts and 42 percent of the total dollars.

- We reviewed the Department of Watershed Management's procedures for identifying and writing-off uncollectible accounts and interviewed staff from the Departments of Water, Finance and Law.

#### **Current Policy Consistent with Audit Recommendations**

- The current write-off policy is consistent with our previous audit recommendations:

Initiating the collections process earlier

Writing-off uncollectible accounts more quickly to ensure GAAP compliance

Identifying accounts that are over four years delinquent and accounts that have outstanding disputes

Initiating dispute resolution and lien actions

#### **Department of Watershed Management's June 2003 Write-Off Policy**

- Accounts are uncollectible and subject to write-off when any of the following circumstances occur.

The debtor cannot be located

The 4-year statute of limitations has expired and the account is inactive

The debtor files for bankruptcy

The account balance cannot be substantiated (no supporting documentation of the debt)

#### **The Collection Process**

- The Department of Watershed's collection process involves the following steps:
  1. Bill the account
  2. The bill becomes due
  3. Assess a late fee
  4. Initiate shut-off action
  5. Shut-off service / lock meter
  6. Initiate lien action
  7. Remove meter
  8. Place a lien on the property
  9. Close the account
  10. Refer the account to a Collection Agency
  11. Write-off the past due balance

#### **All Accounts Met Write-off Criteria**

- All 25 accounts reviewed met the Department of Watershed Management's established criteria for writing off delinquent accounts.

Disputes: 15 accounts (60%) most related to broken meters or leaks. About 80% of the uncollectible amount fell into this category.

Payment Plan: 4 accounts (16%)

One government agency made a partial payment in October 2002 and it is not clear why the remaining payment was not made.

Terminated service: 11 accounts (50%), excluding the 3 government accounts.

Referred for property liens: 5 accounts (23%), excluding the 3 government accounts. Two confirmed by tax records.

Referred to Collection Agency: 20 accounts (80%)

No evidence found indicating any collection efforts or disputes: 1 account (4%)

### **Most Accounts Too Old to Collect when the City resumed Operations**

- Most of the sample accounts were past the 4-year statute of limitations when the City resumed collection responsibility from United Water in 2003.
- As a result, the Department of Watershed Management did not exhaust all collection efforts at its disposal before recommending the accounts for write-off.

### **History of Delinquent Accounts**

- One account was four years delinquent before United Water assumed operations.
- Fifteen accounts became four years delinquent during United Water operations.
- The remaining nine were at least a year delinquent when the City resumed operations (average delinquency of 2.5 years).

### **Analysis of Delinquent Accounts**

Audit provided a graphic chart.

### **Conclusions**

- Additional collection efforts on the accounts we reviewed are unlikely to be cost effective.
- The Department of Watershed Management's current collection process and timeline are reasonable and should reduce future write-offs.

### **Recommendation**

- When submitting write-off legislation for City Council consideration, the Department of Watershed Management should summarize for each account why it is uncollectible, what collection efforts have been made and which criteria for write-off are met.

Councilmember Muller stated that when we first started discussing this, some of the write-offs were the City's fault such as broken meters, leaks, etc. Ms. Ward responded that those accounts would be disputed. We had 15 out of 25 that were disputed. There

were charges reversed and adjustments were made to the bill. It may have not accounted for the whole delinquent account. Councilmember Muller stated that she recalls a situation where the decimal was put in the wrong place.

**Mr. Rob Hunter:** Commissioner of the Department of Watershed Management addressed the Committee by responding that there are a large number of accounts that reflect incorrect billings. They are estimated bills that relate to meter problems. The Atlanta Housing Authority bill was demolished because of problems with the meters. The City may have continued billing them for accounts that were not there. Once the account is closed, you cannot adjust it, but do a write-off. In a lot of situations it is the customer trying to avoid paying the bill. Councilmember Muller stated that the Food Bank inherited some problems when they moved into their new building. Commissioner Hunter added that we collected \$350,000 on a lien placed on a hotel. The actions taken by placing liens are paying off for the City. Councilmember Willis asked if we accounted for refund checks. Ms. Ward responded that she remembers some and we did look at the details. Some of the larger customers overpaid. She does not know about an inactive account. Commissioner Hunter added that he does not have hard numbers on it. Some of the customers want a check back as to a credit. Out of the many problems, this is a rare situation. Chairperson Shook stated that United Water did not follow through with this. On page #7, there is a noticeably spike in 2004. What is it from? Ms. Ward responded that she is not aware if the rate hike affected that because five accounts became delinquent in 2004. They first became delinquent in 2000. Some of the accounts may have been inactive during the rate hike time. We suggest that the Department review their accounts quarterly. Chairperson Shook asked what does the future hold. Commissioner Hunter responded that we are currently working on a quarterly basis. Chairperson Shook asked if anyone has a number for the City's portion of debt for public utilities. Commissioner Hunter responded that accumulates to about 1.5% of debt. The total amount is in the range of total utility management. CFO Davis added that it is a relative small number. She has known of numbers to be 5% to 7.5%.

**Mr. Carey Duncan:** addressed the Committee by stating that he is a man of compassion. This boggles his mind. He stated that he is astounded. He would like to see a copy of the comprehensive lien list that is done each month. He stated that he confronted one of the people on the list yesterday. He stated that he would pay the bill, but when he goes to the Department of Watershed they cannot come up with the correct amount. Mr. Duncan stated that he is looking for his next water bill to see if the Kiosk works. The Fulton County account has been occurring over a decade. They have stated that if the City can furnish an invoice, they would pay it. He has looked at the Rivertown account, which is a park. It is a disgrace when the average resident is having their water cut off and we have people with thousands of dollars owed. He is also concerned with the alleys. The City should go to Fulton County and reach an agreement. Commissioner Hunter thanked Mr. Duncan for his contribution. He cannot change what happened in collections ten years ago. We are taking a major step forward. It is easy to say that you will pay the money. The requirement guideline is 50% or 25% down payment. We have not refused anyone who wants to pay their bill. We are diligent in collecting the money. Mr. Duncan stated that on yesterday he met with Mr. Tillman Ward and he said that he would be able to pay 1/3 of the amount he owes.

**TO REAPPOINT MR. GEORGE MAYNARD TO SERVE AS A PROCUREMENT APPEALS HEARING OFFICER FOR THE CITY OF ATLANTA**

06-C-1964 (1)

A Communication by Mayor Shirley Franklin reappointing Mr. George Maynard to serve as a Procurement Appeals Hearing Officer for the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.

**FAVORABLE**

**Mr. George Maynard:** addressed the Committee by stating that his first term was more than two years. He stated that he originally came at the request of Ms. Susan Pease-Langford and has served for several years. Councilmember Winslow offered a motion to **Approve, 6 Yeas.**

**TO REAPPOINT MS. CAROL DORTCH TO SERVE AS A MEMBER OF THE CIVIL SERVICE BOARD FOR THE CITY OF ATLANTA**

06-C-1987 (2)      An **Amended** Communication by Mayor Shirley Franklin reappointing Ms. Carol Dortch to serve as a member of the Civil Service Board for the City of Atlanta. This appointment is for a term of three (3) years, scheduled to begin on the date of Council confirmation. **(Finance/Executive Committee Amendment states that this is an unexpired Appointment to expire on May 30, 2007, 9/13/06)**

**FAVORABLE AS AMENDED**

**Ms. Carol Dortch:** addressed the Committee by stating that she was recommended by Mr. Greg Pridgeon. She has been briefed and is familiar with the City's Ethics Regulations.

**Mr. Derrick Williams:** Assistant to the Mayor's Office Chief of Staff addressed the Committee by stating that we are making an Amendment for it to be an unexpired appointment of a previous Appointment.

**Mr. Larry Stokes:** Research and Policy Analyst addressed the Committee by stating that Mr. Seth Persily resigned in 2005. Ms. Dortch will fill the unexpired term that ends May 30, 2007. Councilmember Winslow offered a motion to **Approve as Amended, 6 Yeas.**

**TO AMEND THE PENSION ACTS APPLICABLE TO THE CITY OF ATLANTA**

06-O-1854 (1)      A **Substitute** Ordinance by Finance/Executive Committee to Amend the Pension Acts applicable to the City of Atlanta, so as to provide for continued receipt of monthly Pension Benefits for the class of beneficiaries of employees in the Police Pension Fund, who are unmarried minor children under the age of twenty-three, and currently and continuously enrolled in school; and for other purposes. **(Finance/Executive Committee Substitute shows language before and after in the Subsections, 9/13/06)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute. CFO Davis stated that the Firefighter's Pension took up the paper and supported it. It is a request from the Pensions Boards. They do not require Actuary Studies. There are eight people for Police Officers that qualify. In doing Legislation related to Domestic Partners we inadvertently wrote it out and now need to put it back in. Chairperson Shook asked what the Substitute does.

**Simone Brathwaite:** Senior City Attorney addressed the Committee by stating that the Substitute shows language before and after in the Subsections. CFO Davis added that it is generally covered until your child finishes college. Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

**TO AMEND THE PENSION ACTS APPLICABLE TO THE CITY OF ATLANTA**

- 06-O-1855 (2) A **Substitute** Ordinance by Finance/Executive Committee to Amend the Pension Acts applicable to the City of Atlanta, so as to provide for continued receipt of monthly Pension Benefits for the class of beneficiaries of employees in the Firefighters' Pension Fund, who are unmarried minor children under the age of twenty-three and currently and continuously enrolled in school; and for other purposes. **(Finance/Executive Committee Substitute shows language before and after in the Subsections, 9/13/06)**

**FAVORABLE ON SUBSTITUTE**

Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

**TO AMEND THE PENSION ACTS APPLICABLE TO THE CITY OF ATLANTA**

- 06-O-1856 (3) A **Substitute** Ordinance by Finance/Executive Committee to Amend the Pension Acts applicable to the City of Atlanta, so as to provide for continued receipt of monthly Pension Benefits for the class of beneficiaries of employees in the General Employees Pension Fund, who are unmarried minor children under the age of twenty-three and currently and continuously enrolled in school; and for other purposes. **(Finance/Executive Committee Substitute shows language before and after in the Subsections, 9/13/06)**

**FAVORABLE ON SUBSTITUTE**

Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

**TO CORRECT THE FUND, ACCOUNT, AND CENTER NUMBERS IN ORDINANCE NUMBER 06-O-0825**

- 06-O-1858 (4) A **Substitute** Ordinance by Finance/Executive Committee to correct the Fund, Account, and Center Numbers in Ordinance Number 06-O-0825 adopted by the Atlanta City Council on May 15, 2006 and approved by the Mayor on May 18, 2006; and for other purposes. **(Finance/Executive Committee Substitute corrects Fund, Account and Center Number, 9/13/06)**

**FAVORABLE ON SUBSTITUTE**

**Ms. Crystal Smith:** of Municipal Court addressed the Committee by stating that the Substitute corrects Fund, Account and Center Number. Councilmember Winslow offered a motion to **Approve on Substitute, 6 Yeas.**

**TO AUTHORIZE THE MAYOR TO EXECUTE A QUITCLAIM DEED CONVEYING A TEMPORARY CONSTRUCTION EASEMENT AGREEMENT**

- 06-O-1959 (5) A **Substitute** Ordinance by Finance/Executive Committee Authorizing the Mayor to execute a Temporary Construction Easement for Construction and Removal of Sidewalk and a Temporary Driveway Easement to the Georgia Department of Transportation in consideration for providing Road Widening, Reconstruction, and Realignment Improvements for the Donald Lee Hollowell Parkway/Bankhead Highway/SR 8/US 278 from Proctor Creek to Etheridge Street, in Fulton County, Georgia; on behalf of the Department of Public Works; and for other purposes.

**(Finance/Executive Committee Substitute breaks the area into Parcels Eight and Twelve, 9/13/06)**

**FAVORABLE ON SUBSTITUTE**

**Ms. Michele Wynn:** of the Department of Public Works addressed the Committee by stating that this is between Proctor Creek and Finley Avenue. Currently this is a substandard four lane facility. They will widen the road. The area has been broken into parcels. One is for Parcel Eight and the other is Parcel Twelve. Parcel Twelve is a Temporary Easement and Parcel Eight is Right-Of-Ways as well as Temporary and Permanent Easements. Councilmember Willis asked if they could fix the potholes down Donald Lee Hollowell. Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

**TO AUTHORIZE THE MAYOR TO EXECUTE A QUITCLAIM DEED CONVEYING A PERMANENT CONSTRUCTION EASEMENT AND RIGHT OF WAY AGREEMENT**

06-O-1960 (6) A **Substitute** Ordinance by Finance/Executive Committee Authorizing the Mayor to execute a Right of Way Deed, three (3) Permanent Construction and Maintenance of Slopes Easements, one (1) Temporary Driveway Easement, one (1) Temporary Construction Easement for the Removal of Sidewalks, and one (1) Temporary Construction Easement for the Construction and Removal of Railroad Detours to the Georgia Department of Transportation in consideration for providing Road Widening, Reconstruction, and Realignment Improvements for the Donald Lee Hollowell Parkway/Bankhead Highway/SR 8/US 287 from Proctor Creek to Etheridge Street, in Fulton County, Georgia; on behalf of the Department of Public Works; and for other purposes. **(Finance/Executive Committee Substitute breaks the area into Parcels Eight and Twelve, 9/13/06)**

**FAVORABLE ON SUBSTITUTE**

Councilmember Moore offered a motion to **Approve on Substitute, 6 Yeas.**

**TO AMEND CHAPTER 2, ARTICLE X, DIVISION 12, SECTION 2-1441 ENTITLED "SUNSET PROVISIONS"**

06-O-2052 (7) An Ordinance by Councilmembers Howard Shook and Ceasar C. Mitchell to Amend Chapter 2, Article X, Division 12, Section 2-1441 entitled "Sunset Provisions" of the Equal Business Opportunity Program and Ordinance 06-O-0699 to extend the expiration date from September 30, 2006 to December 31, 2006; and for other purposes.

**FAVORABLE**

Chairperson Shook stated that this is a familiar process. This is the third time we have moved the deadline so the report can be completed. We asked what was taking so long? The answer was that it is a slow process of getting the data back and forward.

**Mr. Hubert Owens:** Director of the Office of Contract Compliance addressed the Committee by stating that currently there are some discussions between the Consultants and the Law Department on issues. The data has been collected. We should have something for Council by mid October or the first of November. Councilmember Winslow asked if we would meet the deadline of September 30<sup>th</sup>. Mr. Owens responded no. He will get with the Law Department regarding the language. We are currently in an extension to September 30<sup>th</sup>. This Legislation will go beyond September 30<sup>th</sup>. Councilmember Winslow offered a motion to **Approve, 6 Yeas.**

**TO AUTHORIZE THE MAYOR TO EXECUTE A LEASE AGREEMENT WITH THE ATLANTA PUBLIC SAFETY AND JUDICIAL FACILITIES AUTHORITY**

06-O-2054 (8) An Ordinance by Councilmember Cleta Winslow **as Substituted by Finance/Executive Committee (1), 9/13/06** Authorizing the Mayor to execute a Lease Agreement with the Atlanta Public Safety and Judicial Facilities Authority for the purpose of leasing a Public Safety Headquarters Facility and a Parking Deck; Authorizing acknowledgement of service and the filing of an answer on behalf of the City of Atlanta in validation proceedings to be brought validating the Atlanta Public Safety and Judicial Facilities Authority Revenue Bonds (Public Safety Facility Project), Series 2006 in the aggregate amount of \$50,000,000; Authorizing the execution delivery and performance of a Bond Purchase Agreement; Authorizing the execution, delivery and performance of a continuing Disclosure Agreement; Authorizing the approval of an Official Statement; and for other purposes. **(Finance/Executive Committee Substitute..., 9/13/06)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute.

**Ms. Karen Carter:** Director of Municipal Finance addressed the Committee by stating that this is the Ordinance for Levy Bonds to finance a Public Safety Headquarters. We have the Legal Team and the Senior Manager with us today. Chairperson Shook stated that this is doing more than authorizing the Bonds. Ms. Carter responded that we are authorizing the Intergovernmental Agreement for issuing the Bonds. Chairperson Shook stated that he needs time to go through all of the material. He then asked to be walked through the documents, but he will not be able to vote on it today.

**Mr. Greg Worthy:** of Powell Goldstein Bond Counsel addressed the Committee by stating that we need to make sure that the Public Safety Headquarters and the Judicial Facility Bonds are authorized. That way it is structured and is consistent with the authority issuing the bonds and the security is an Intergovernmental Agreement. The Bonds will be acted on Friday, September 15<sup>th</sup>. The Bond Resolution is included in the package. If it is moved forward to Monday, Council is asked to approve the Lease Agreement. The annual rental payments will not exceed \$4,765,850.00 million dollars. The interest rate on the Bonds will not exceed 7% and the Maturity date is no later than December 1, 2026. You are asked to approve the Lease Agreement. Attached to the Lease Agreement is the final form of the Purchase Agreement, Disclosure Agreement and the Preliminary Official Statement. To lease the property back to the City, there has to be transfers of the property to the Authority to be leased back to the City. Nothing can be acted upon the City unless the City defaults on the obligation to pay the rental payments. The Bond has not been acted upon by the Authority. The five member Board is fully constituted by Council's approval. Chairperson Shook asked if we are covered for the Lease. Mr. Worthy responded that it is not to exceed 7%. We have given the maximum perimeter amount of the Lease. Chairperson Shook asked what is the revenue stream? CFO Davis responded that there will be revenues from the 911 Center. Ms. Carter added that the payments will come from the General Obligation commitment. CFO Davis stated that it is part of the Debt Levy. Chairperson Shook stated that the City needs to take a look at our debt level per capita. CFO Davis responded that we have a fairly reasonable debt burden in general. She has to consult with some of her staff. Chairperson Shook asked for that information to be compiled. Why did we go to two Rating Agencies? Ms. Carter stated that the General Obligation is with Dillard and Moody's. CFO Davis responded that it is standard with government to get two Rating Agencies. Ms. Carter stated that the AAA is for marketing purposes. Mr. Worthy responded that the City is AA. CFO Davis added that per Capita our Debt is \$558.07 compared to \$581.56 in 2004. In 2003, the Debt was \$491.55. It has been as high as \$695.36 in 1997. Chairperson Shook stated that he wants to look at



appropriate Cities compared to Atlanta. Ms. Carter stated the Agency Ratings improve our marketing capabilities.

**Mr. Guy Logan:** of Citi Group addressed the Committee by stating that the municipal market has been volatile. We are advising our clients that rates will uptake again, so this is the best time to lock in lower rates. Ms. Carter added that this Bond Issuance is in effect immediately. The Public Safety Departments must vacate their current facility. We are under pressure for the construction build out cost. We are faced with the increasing cost of cement and steel as well as construction costs. Councilmember Hall asked what is being done to lock in the prices. Ms. Carter responded that we cannot look at locking it in until we get the authority to approve it. The Program Management Team and Operating Team have been following the cost closely. There will be some resizing if we go further than the projected cost. Some of the preliminary work has been done. Councilmember Willis stated that he is not sure if it is safe to lock into prices right now. Chairperson Shook stated that he needs to look at the material before voting on the paper. Councilmember Moore stated that we just got the information. She will not be supportive of it either. Councilmember Winslow offered a motion to **Approve, 3 Yeas, 3 Abstentions**. The motion is to **Approve on Substitute, 3 Yeas**. Mr. Worthy responded that the meeting will be on Friday at 9:00 a.m. We will be able to give Council the Bond Resolution at that time. The Bonds will not price until early October. The pricing is the only materials missing from the documents.

**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO A PURCHASING AGREEMENT PURSUANT TO SECTION 2-1601 ET. SEQ. OF THE CITY OF ATLANTA CODE OF ORDINANCES**

06-R-2044 (1) A Resolution by Finance/Executive Committee Authorizing the Mayor or her Designee to enter into a Purchasing Agreement pursuant to Section 2-1601 et. seq. of the City of Atlanta Code of Ordinances, with Remington Elsas Law Enforcement Systems, LLC, pursuant to the National Association of State Procurement Officials Contract Number PC62119 for the purchase of ten (10) internal mounted video cameras, and vehicle installation and wiring, on behalf of the Department of Police, in an amount not to exceed one hundred ninety-eight thousand three hundred fifty dollars and no cents (\$198,350.00); all contracted work shall be Charged To and Paid From Fund Account and Center Number 3P02 (Trust Fund) 575001 (Equipment X11W02AL9998 (Rico-State); and for other purposes.

**FAVORABLE**

**Chief Banda:** of the Police Department addressed the Committee by stating that these come from RICO funds with no cost to the City. It will enable the driver to get license plate information from his car computer. This will go a long way with regards to auto theft. For example, if you are behind a car, you take a picture and the computer indicates if the vehicle is stolen or not. This will help with the apprehension of felons. We will obtain the money from the RICO Funds that we obtain through drug seizing. Councilmember Winslow offered a motion to **Approve, 6 Yeas**.

**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ISSUE PAYMENT TO BANKS, FINLEY, WHITE & COMPANY PURSUANT TO THE TERMS OF THE AGREEMENT FOR FC-6005007976**

06-R-2045 (2) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Chief Financial Officer to issue payment to Banks, Finley, White & Company pursuant to the terms of the Agreement for FC-6005007976, Annual Contract for the City of Atlanta Audit of Financial Statements on behalf of the Department of Finance costs to be Charged To and Paid From

Fund Account and Center Numbers 1A01 (General Fund) 524001 (Consultant/Professional Services) T31001 (Unallocated Fund-Wide Expenses); Authorizing the Department of Finance to annually appropriate the required funds under the Contract; and for other purposes. **(Finance/Executive Committee Substitute provides "Exhibit B", the cost for multiple years, 9/13/06)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute. CFO Davis stated that the Substitute provides "Exhibit B", the cost for multiple years. This is urgently needed and we are asking to go forward for this year. We have gotten bids for multiple years to do the Audits. Councilmember Moore stated that she has issues with the authorization without the option to come back before City Council. What if there are some issues within the three years with this company. CFO Davis responded that we do have the option of not going forward. If circumstances changes, we have locked in a price. It is \$815,000 for the short year and for 2007 and 2008 it is \$900,000. Councilmember Hall offered a motion to **Approve on Substitute, 6 Yeas.**

**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ESTABLISH A TRUST FUND ACCOUNT FOR THE NATIONAL BLACK CAUCUS OF LOCAL ELECTED OFFICIALS (NBC-LEO)**

06-R-2047 (3)

A Resolution by Councilmember Felicia A. Moore Authorizing the Chief Financial Officer to establish a Trust Fund Account for the National Black Caucus of Local Elected Officials (NBC-LEO) 2008 annual Summer Conference and Board of Directors Meeting); so as to allow the City of Atlanta to accept funds on behalf of the NBC-LEO 2008 annual Summer Conference and Board of Directors Meeting; to provide for the Administration and Expenditure of Funds from the Designated Trust Fund Account on behalf of the NBC-LEO; and for other purposes.

**FAVORABLE**

Councilmember Moore stated that this is establishing a Trust Fund Account. We want to get sponsorship dollars. She wants to host the National Black Caucus of Local Elected Officials (NBC-LEO) here in 2008. The Trust Fund Account is where we can deposit funds. The amount left will be sent to the National League of Cities (NLC). The National Black Caucus had over 400 people who attended or became financial members. We usually go Wednesday through Saturday. She is looking at the 3<sup>rd</sup> week in July to coordinate with the National Arts Festival. Typically there are around 200 people for the cost of \$220,000. She is planning on 500 people with hopefully raising a few hundred thousands. Most of the money will come from corporate sponsors. There are national sponsors as well. Councilmember Moore asked the CFO what the Account Number will be. CFO Davis responded that she would send a list of potential sponsors from the Government Finance Officers Association (GFOA) list.

**Mr. Dave Walker:** addressed the Committee by stating that he was going to ask that a piece of Legislation be put in the Legislative Package regarding the State talking about people who have committed crimes and collecting Pension from the City, but he decided not to do it.

**AN AMENDMENT TO THE CHARTER OF THE CITY OF ATLANTA**

06-O-0380 (1)

An Ordinance by Finance/Executive Committee an Amendment to the Charter of the City of Atlanta proposed under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. et seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., by

amending Article 3, Chapter 1, Section 3-104 (14) so as to adjust the limitations upon the Mayor's Procurement authority from \$100,000.00 to \$1,000,000.00; to amend Article 6, Chapter 4, Section 6-402, so as to adjust the limitations on the Mayor's small purchase authority from \$420,000.00 to \$500,000.00 and to adjust the threshold requirement for approval of competitively procured contracts by the City Council of Atlanta from \$100,000.00 to \$1,000,000.00; to repeal conflicting Ordinances; and for other purposes. **(Substituted and Held, 2/15/06)**

**HELD**

**TO AMEND CHAPTER 2, ARTICLE III, SEC. 2-176, CHAPTER 2, ARTICLE V, SECTION 2-252 AND CHAPTER 2 ARTICLE X OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA**

06-O-0381 (2) An Ordinance by Finance/Executive Committee to amend Chapter 2, Article III, Sec. 2-176, Chapter 2, Article V, Section 2-252 and Chapter 2 Article X of the Code of Ordinances of the City of Atlanta, to provide more efficient, effective standards and procedures to better manage the procurement process in the City of Atlanta; to repeal conflicting Ordinances; and for other purposes. **(Substituted and Held, 2/15/06)**

**HELD**

**TO AMEND THE CODE OF THE CITY OF ATLANTA, GEORGIA BY ADDING TO SECTION 2-183**

06-O-0787 (3) An Ordinance by Councilmember Caesar C. Mitchell to Amend the Code of the City of Atlanta, Georgia by adding to Section 2-183; Department Heads under supervision and direction of the Mayor; exception responsibilities; and for other purposes. **(Held, 3/29/06); (Held and Substituted, 7/12/06)**

**HELD**

**TO AMEND CHAPTER 2, ARTICLE X, DIVISION 4, SECTION 2-1188 (C) OF THE CITY OF ATLANTA CODE OF ORDINANCES**

06-O-1338 (4) An Ordinance by Finance/Executive Committee to Amend Chapter 2, Article X, Division 4, Section 2-1188 (C) of the City of Atlanta Code of Ordinances, to change the means by which public notice of contract opportunities is given, by providing for online solicitations for Procurement Services which are not governed by State Law, and repealing the requirement that solicitations be advertised in a newspaper of general circulation; and for other purposes. **(Held, 6/28/06); (Held and Substituted, 8/16/06)**

**HELD**

**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO WRITE-OFF THREE MILLION TWO HUNDRED FIFTY NINE THOUSAND SEVEN HUNDRED SIXTY TWO DOLLARS AND TWENTY ONE CENTS (\$3,259,762.21)**

06-O-1363 (5) An Ordinance by Finance/Executive Committee Authorizing the Chief Financial Officer to write-off three million two hundred fifty nine thousand seven hundred sixty two dollars and twenty one cents (\$3,259,762.21) on behalf of the Department of Watershed Management, Water and Wastewater Accounts Receivable, for

such Accounts rendered uncollectible; and for other purposes.  
(Held, 7/12/06)

**FAVORABLE**

Councilmember Willis asked if someone wanted to pay \$1,000 toward a \$100,000 bill, would the City accept it. Commissioner Hunter responded that we would not turn cash down. Chairperson Shook asked at the time of the Legislation, did this catch up all of the uncollectible debt. Commissioner Hunter responded that this includes all write-offs that are over \$10,000 that limit the four years. Moving forward we will have accounts coming to Council every quarter. Chairperson Shook thanked Ms. Ward for all of her work. Councilmember Winslow offered a motion to **Approve, 6 Yeas.**

**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO AN APPROPRIATE AGREEMENT WITH THE STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION**

06-R-1450 (6) A Resolution by Councilmembers Mary Norwood and Ceasar C. Mitchell Authorizing the Mayor or her Designee to enter into an Appropriate Agreement with the State of Georgia Department of Transportation to accept funding in the amount of \$86,000.00 for the maintenance of State Highways within the City Limits in furtherance of the City's partnership with the Department of Transportation to provide employment opportunities to homeless individuals; and for other purposes. **(Held and Substituted, 6/28/06)**

**HELD**

**TO AMEND THE 2006 (SOLID WASTE SERVICES REVENUE FUND) BUDGET**

06-O-1451 (7) An Ordinance by Councilmembers Mary Norwood and Ceasar C. Mitchell Amending the 2006 (Solid Waste Services Revenue Fund) Budget by Adding To Anticipations and Appropriations the amount of \$86,000.00 from the State of Georgia Department of Transportation for the purpose of funding litter removal and other services related to road maintenance within the City Limits in furtherance of the City's Partnership with the Department of Transportation to provide employment opportunities for homeless individuals; and for other purposes. **(Held and Substituted, 6/28/06)**

**HELD**

**TO APPOINT MR. ROBERT F. ASHURST, CPA, TO THE CITY OF ATLANTA AUDIT COMMITTEE**

06-R-1587 (8) A Resolution by Finance/Executive Committee to appoint Mr. Robert F. Ashurst, CPA, to the City of Atlanta Audit Committee as one of the three at-large members appointed by the entire City Council, for a term of three (3) years, said term to begin upon the approval of this Resolution; and for other purposes. **(Held, 7/12/06)**

**HELD**

**TO AUTHORIZE THE MAYOR TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS INTEGRATION, INC.**

06-R-1667 (9) A Resolution by Finance/Executive Committee Authorizing the Mayor to execute a Master Agreement with TDC Systems Integration, Inc. for FC-6006007881, Citywide On-Call Services for Information Technology Staffing; authorizing the Chief Information Officer of the Department of Information Technology, the Director of Information Technology of the Department of Watershed Management and the Aviation Information Systems Director of the Department of Aviation to execute all statements of work; all contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Held and Amended, 8/16/06)**

**HELD**

**TO AMEND THE FISCAL YEAR 2007 BUDGET**

06-O-1675 (10) An Ordinance by Finance/Executive Committee amending the Fiscal Year 2007 Budget to include all funds; and for other purposes. **(Held, 8/30/06)**

**HELD**

**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE SANDTOWN COMMUNITY**

06-O-1924 (11) An Ordinance by Councilmembers Howard Shook, Jim Maddox, H. Lamar Willis and Ceasar C. Mitchell to provide for the annexation of Land known as the Sandtown Community to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 8/30/06)**

**FORWARD WITH NO RECOMMENDATION**

Councilmember Muller offered a motion to move **Forward With No Recommendation, 6 Yeas.**

**TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS CASCADE GLENN**

06-O-1926 (12) An Ordinance by Councilmembers Howard Shook, Jim Maddox, H. Lamar Willis and Ceasar C. Mitchell to provide for the Annexation of Land known as Cascade Glenn to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 8/30/06)**

**FORWARD WITH NO RECOMMENDATION**

Chairperson Shook stated that we will have a Public Hearing on tomorrow at 6:00 p.m. He then asked for a status report from Senior City Attorney Andrews.

**Mr. Peter Andrews:** Senior City Attorney addressed the Committee by stating that the other applications for Midwest Cascade Neighborhood should be Held. We can get them in before the deadline of October 31<sup>st</sup>. You can also move Sandtown. Councilmember Moore asked why not move them all forward. Senior City Attorney Andrews responded that is the proposal. The Sandtown Community has not had a Zoning Paper yet so it will not be able to advertise or have a Public Hearing at this time. If we had a Public

Hearing it would be September 29<sup>th</sup> followed by a Special Called Meeting for Council. Councilmember Moore asked to get that accomplished what needs to be done. Councilmember Muller offered a motion to send Forward With No Recommendation. Chairperson Shook stated if we are going to accommodate Midwest Cascade and Sandtown, we have to advertise and have another Public Hearing for them at 10:00 a.m. and a Special Called meeting on September 29<sup>th</sup>. Cascade Glen and Horseshoe can be voted on September 18<sup>th</sup>. Councilmember Muller reiterated her motion to send Forward With No Recommendation for Midwest Cascade, Cascade Glen and Horseshoe. Senior City Attorney Andrews responded that it can be Adopted at the first meeting in October. Chairperson Shook asked if we would have a Service Delivery Plan ready for Midwest Cascade. Senior City Attorney Andrews responded that it should be available 14 days before the Public Hearing. Chairperson Shook stated that we need to see that first. The other two smaller areas can be dissimilated into the City. Councilmember Moore stated that if there is any hope for Sandtown, she doesn't want to Hold it.

**Ms. Rhonda Johnson:** Municipal Clerk addressed the Committee by stating that there have been continued activities from Midwest Cascade and Sandtown. Midwest Cascade has more activities and is getting closer to their goal. Sandtown is still working on their Annexation. The City's Zoning Application has not moved forward. She recommends moving all four papers Forward. The motion is to move **Forward With No Recommendation, 6 Yeas.**

#### **TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS THE HORSESHOE COMMUNITY**

06-O-1929 (13) An Ordinance by Councilmembers Howard Shook, Jim Maddox, H. Lamar Willis and Ceasar C. Mitchell to provide for the Annexation of Land known as the Horseshoe Community to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 8/30/06)**

#### **FORWARD WITH NO RECOMMENDATION**

Councilmember Muller offered a motion to move **Forward With No Recommendation, 6 Yeas.**

#### **TO PROVIDE FOR THE ANNEXATION OF LAND KNOWN AS MIDWEST CASCADE NEIGHBORHOODS**

06-O-1932 (14) An Ordinance by Councilmembers Howard Shook, Jim Maddox, H. Lamar Willis and Ceasar C. Mitchell to provide for the Annexation of Land known as Midwest Cascade Neighborhood to the Corporate Limits of the City of Atlanta; to provide for the notification of the Department of Community Affairs; and for other purposes. **(Held, 8/30/06)**

#### **FORWARD WITH NO RECOMMENDATION**

Councilmember Muller offered a motion to move **Forward With No Recommendation, 6 Yeas.**

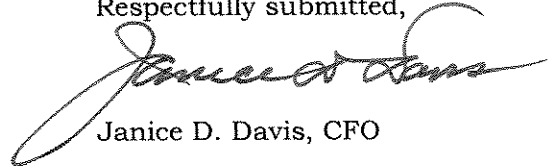
#### **ITEMS NOT ON AGENDA**

Chairperson Shook stated that we will have a Work Session on tomorrow with Councilmembers regarding 2007 Priority Budget Requests. CFO Davis responded that she will sit in on the meeting as well. Chairperson Shook stated that we will also have another meeting with the Budget staff on September 28<sup>th</sup>.

**ADJOURNMENT**

Having no further business before the Committee, the meeting was adjourned at 3:10 p.m.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Janice D. Davis".

Janice D. Davis, CFO

Charlene Parker  
Recording Secretary

***"The Department of Finance... because customer service is important to us."***